FOR MYSORE STATE

Secrt. II-27—104,006—6-11-49.

(195) Department.

SERIES.

G.O. NO. 239

Dated 12 9 57

[Despatch Abstract.]

Edn.(B)

Alienation - Land - South Kanara - Mangalore - Certain lands in the Urva Maidan in favour of the Canara High School, Mangalore - Report - Called for.

Memo No 1794.3 B/51-2 Edn. dt/ 15-5-51.

The Collector of South Kanara is requested to report very urgently whether the eight acres of land in the Urva maidan ~~recently~~ alienated in favour of the Canara High School, Mangalore, for use as playground have been handed over to the School authorities.

14/5/51

14.5.57

To

The Collector of Dejpd
South Kanara.
15/5

Ref.E3.C.No.20749/50.

S.Kanara Collector's Office
Mangalore dated 19.5.51.

To

Shri A.R.RAMARATNAM,B.A.
Collector of South Kanara.

The Secretary to Government
Education Department
Fort St. George Madras 9.

ALIENATION: Land--(South Kanara) - Mangalore taluk--Kodialbail village--T.S.No.248/1A--8 acres--for play ground purposes--certain information.

--

plan. Ref: Government Memo No.17943/B/51-2 Education dated 15.5.51.

--

I submit that the land has not yet been handed over to the school authorities as the alienation proposals are still pending sanction.

2.Proposals of alienation have not been submitted by me yet for want of certain particulars which I have called for from the Commissioner Mangalore Municipality. His report is expected only by the end of this month and without it my report to Government will not be complete. I shall submit my final proposals by the 15th of next month.

Yours faithfully,

For Collector.

IC/21.5.51.

5/

Edn (B)

Alienation - Land - (South Kanara) - Mangalore taluk - Kodialbail village - 8 acres of land in favour of the Canara High School, Mangalore - Proposals.

p3cf From the Collector of South Kanara Ref B.B.C No. 20749/50 dt 19-5-51

Memo No 17943 B/51-3 Edn dt 29.5.51

The Collector of South Kanara is requested to

p3cf state whether the particulars called for from the commissioner Mangalore Municipality, have since been received and to expedite the submission of his final proposals in the matter.

Order on p2 nf

To,
The Coll. of South Kanara

28/5/51

29/5

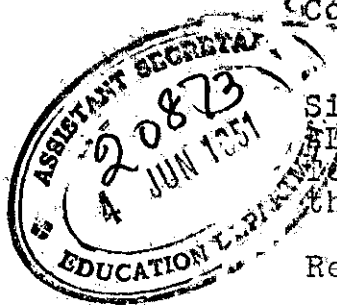
20/5/51

Ref.B3.C.No.20749/50. 7/6

SOUTH KANARA COLLECTOR'S OFFICE
MANGALORE DATED 31---5---1951.

From
Sri A. R.Rajaratnam B.A.
Collector of South Kanara.

To
The Secretary to Government,
Education Department,
FORT STGEORGE,MADRAS-9.



Sir

ALIENATION - Land (South Kanara) Mangalore Taluk and Town -.Kodialbail villge - T.S.No.284/1A - In favour of the Canara High School - proposals.

Ref:-. Government Memo No.17943/B/51-3 dated 29-5-51 from the Educationel Department.

The Commissioner Mangalore Municipality nas not yet furnished the particulars called for.I have reminded him on 22-5-51. I have already applied for time till 15-6-51 to submit my proposals. Time may be granted tillthen for the submission of my reply.

Yours faithfully

For Collector

Copy to Sri Sanjiva Talwar B.A.B.L.
Commissioner Mangalore Municipality with a request to expedite the report called for.
SR/I-6

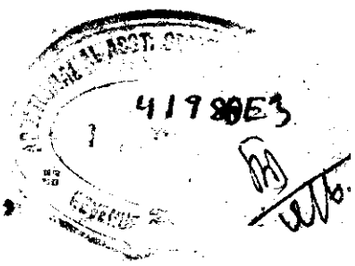
The Collector's final report may be awaited till 16-6-51

4/6/51.

Ref.B3. C.No.20749/50 South Kanara Collector's Office,
Mangalore, dated 5- 6- 1951.

From

Sri. A. R. Rajaratnam, B.A.,
Collector of South Kanara.



To

The Secretary to the Government,
Revenue Department, Fort. St. George,
M a d r a s - 9.

Through

The Secretary to the Board of Revenue,
Land Revenue, Chepauk, Madras- 5 (In duplicate).

Sir,

Sub:- Alienation - Land and revenue - (South Kanara) - Mangalore Taluk and Town - Kodialbail village - T.S.No. 284/1 - (Portion)- Measuring 8 acres - In favour of the Canara High School Urva Branch - oposals.

Read:-1)G.O.Ms.No.2022 Health dated 5-6-1950.
2)B.P.Misc. 750 dated 15-6-1950.
3)Government Memo No.17943/13/51-3 Education d/29-5-51.
4)My Ref.B3.C.No.20749/50 dated 31-5-1951.

As ordered by the Government in their order No. Ms.2022 Health dated 5-6-1950, I submit herewith proposals for the alienation of land and revenue in respect of a portion of land in T.S.No.284/1 of Kodialbail village.

2/- T.S.No.284/1 of Kodialbail village stands registered as Poramboke 'Urva Maidan' in the revenue accounts and measures 19-54 acres. A portion of it shown as T.S.No. 284/1B is proposed for alienation. The Canara High School council in its resolution No.3 dated 4-8-1950 has authorised Sri.M.Appurao, the Manager and the correspondent of the Canara High School to apply for the alienation. The plot now proposed is as pointed out by the correspondent to the Revenue Inspector and the Village Officers.

3/- The plot contains 11 Banyan trees and the value of these trees comes to Rs.18-12-0. This has to be collected from the proposed alienee.

4/- In addition to the tree growth, the plot contains the following improvements:-

1) A night soil depot of the measurement 20' X 12' X 10' built of laterite and cemented.
2) A cemented urinal storage tank 8' X 8' X 6'.

The night soil depot and the storage tank have been valued at Rs.30/- and Rs.75/- respectively. The Village records donot show who built the above and whether permission was accorded for its construction. The Mangalore Municipality was therefore consulted. The Municipality states that the inventory of immovable property maintained, shows that these structures were constructed by the Municipality in the year 1942-43 and that in the year 1946-47, some improvements to them were also effected at Municipal cost. In its resolution No.972 dated 26-5-1951, the Municipality has however, agreed to hand over these improvements to the proposed alienee provided a compensation of Rs.375/- is paid towards these improvements. The correspondent states that the structures will be allowed to remain as a urinal or latrine by the school boys. This appears to be a rese reasonable sug estion. However as the improvements belong to the Municipality compensation per year will be

have to be paid. The Canara High School Association is agreeable to the payment of the compensation referred to above. The payment of their sum of Rs.375/- to the Mangalore Municipality may therefore be imposed as one of the conditions prior to the alienation.

5/- There are two drains cutting along the plot and which carry rain water from the upward portion of the maidan down to the gutters. The Tahsildar reports that these drains should not be interferred with and that a clause to this affect may be included in the conditions of alienation. I agree with the Tahsildar and recommend that ~~the~~ it may be done.

6/- The plot is valued at Rs.9775/- per acre. The data adopted for this market value is given below:-

Estimated annual letting value of similar land in the vicinity	Rs.500/- per acre
Deduct ground rent	Rs. 11-4-0
Net	Rs.488-12-0
Value Capitalised at 5	Rs.9775-0-0
Value of 8.04 acres of land in T.S.No.284/1B	Rs.78591-0-0

The purpose is a non-profitable one and hence the collection of market value is not recommended. The land is already a 'Poramboke' and hence no land revenue (ground rent in this case) is to be foregone.

7/- The provisions of G.O.Ms.No.1065 Press (Revenue) dated 1-5-1951 apply in this case. I have not consulted the various heads of departments as the Government has already decided to alienate this land in favour of the Canara High School. (G)

8/- In these circumstances, I recommend that T.S.No.284/1B of Kodialbail village as now sub-divided ~~me~~ spring 8.04 acres may be alienated in favour of the Canara High School, Urva Branch for the purposes of a playground, free of occupancy right and free of ground rent and subject to the collection of Rs.12-12-0 towards tree value and subject to the payment of Rs.375/- to the Mangalore Municipality towards compensation amount for the improvements standing on the land. A copy of the set of conditions applicable is also enclosed.

9/- The following enclosures are also submitted

1) Copy of the resolution authorising the correspondent to apply for the alienation.
2) Application for the alienation of land.
3) Eyesketches in duplicate.
4) Extract from the land register in duplica
5) Sub-division records.
6) Tree Valuation statement.
7) Statement showing the improvements existing on the land.

Yours faithfully.

~~KVR/8-6-1951.~~

For Collector

Copy submitted to the Secretary to Government Education Department.

Application for the alienation of land in which proprietory right belongs to the //state.

District - South Kanara. Taluk - Mangalore. Village. 89 Kodialbail A

1. Description and area: Pre Poramboke Urva Maidan Portion of S.No. 284/1 shown as S.No. 284/1B of the extent of acres 8-04.

2. Market Value: Rs. 78591/- at Rs. 9775/- per acre

3.3.Alienee and purpose of alienation.: Kala Canara High School Association, Urva for purposes of a playground for the Canara High School Mangalore (Urva Branch)

4. Collector's remarks. Recommended.

South Kanara Collector's Office, Mangalore, dated 5- 6- 1951.
kvr/7-6-1951.

For Collector.

Statement showing the nature, age and value of building and of all other improvements existing on S.No. 284/1A of 89 A Kodialbail village. Mangalore Taluk.

(1) A night soil depot of the measurement 20' X 12' X 10' Built of laterite, Cemented. More than 15 Years of age.	Valued at Rs.300/-
(2) A cemented urinal storage tank 8 ' X 8 ' X 6 '	Rs.75/-
Total'	Rs.375/-

The above two belong to the Municipality

South Kanara Collector's Office, Mangalore, dated 5- 6- 1951.
kvr/8-6-1951.

For Collector.

The valuation statement destinguishing spontaneous growth from those conserved in S.No. 254/1A of 89 A.Kodialbail village, Mangalore Taluk.

Banian tree: 11 (about 25 ~~cartloads~~ cartloads) valued at Rs.18-12-0 at 12 annas per-cartload.

South Kanara Collector's Office, Mangalore, dated 5- 6- 1951.

kvr/8-6-1951.

For Collector.

Copy of letter dated 4th August 1950 from the President Canara High School, Mangalore

Extract from the proceedings of a Meeting of the Canara High School Council held on 3rd August 1950, in the Canara High School, Mangalore

3. The Council authorizes Sri.M.Appu Rao, Manager and Correspondent, of the Canara High School Urva to apply for the alienation of 8 acres of Urva Maidan, Nehru Avenue to the Canara High School Association

/True copy/

S.K.Collector's Office,
Mangalore d/ 5-6-1951.
kvr/8-6-1951

For Collector.

Statement of Sri.M.Appu Rao, B.A.,B.L. Correspondent Canara High School, Urwa Branch, Mangalore recorded by the Revenue Inspector, Mangalore (B) on 31-7-1950.

I have this day handed over to the Revenue Inspector, Mangalore (B) a formal application for the alienation of a portion of T.S. No.284/1 of Kodialbail village of the extent of 8 acres. The plot has this day been pointed out to the Revenue Inspector Mangalore (B) and also marked on the ground by rough stone.

The plot contains of the following improvements.

(1) Eleven Baniyan trees.
(2) A night soil depot of the measurement 20 ' X 12 ' X 10'
(3) A cemented storage tank 8 ' X 8 ' X 6

Nos. 1 and 3 will have to be removed when the plot is handed over to us. No 2 may however be allowed to remain for being used by us for purposes of a uninal. However it should not be used as a night soil depot. We are prepared to pay compensation for the above three references. There are two main water drains as shown in the sketches in the plot proposed to be alienated to us. The claim will not be interfered by us except for repairing it. I on behalf of the council of association hereby agree to all the usual condition of alienation. The plot will be used for no other purpose except for a playground, and no buildings will be constructed on it.

Read over and found to be correct,

Sd/-

Read over to the dependent and admitted by him to be correct.

Sd/-
Revenue Inspector

/True copy/

South Kanara Collector's Office,
Mangalore, dated 5- 6- 1952.

For Collector.

kvr/8-6-1951.

APPENDIX

1. The land comprised in T.S.No.2[illegible]/1B of Kodialbail village, Mangalore Taluk measuring 8.04 acres shall be used for the purposes of a playground attatched to the Canara High School, Urva Branch.

2. The playground shall be laid out within 2 years from the date of grant.

3. No buildings shall be constructed on the land.

4. The existing structures on the land should not be used as a urinal or latrine to the school boys. be demolished and that they should

5. The latrine and the urinal should be kept clean and in sanitary condition.

6. The two drains existing in the plot should not be interferred with.

7. The tree value of Rs.18-12-0 should be credited to the sub-treasury within 15 days from the date of grant.

8. The land is alienated subject to the payment of Rs.375/- towards the improvements, to the Mangalore Municipality

9. The land shall not be alienated without the previous permission of the Collector.

10. The school shall be open to members of all communities.

The Government may resume the land wholly or in part with ny buildings thereon, in the event of the infringement of ny of the conditions of the grant. In the event of such esumption no compensation shall be payable for any improve- ents that may have been effected or other works that may ave been executed on the land by the grantee and the rantee shall not be entitled to the repayment of any amount hat may have been paid to the Government for the grant. f there are buildings on the land, the Government may irect the grantee to remove them and if the grantee refuses to remove them when so directed the Government or any officer empowered by them in this behalf shall have power to remove the buildings and realise the cost of such removal by the sale of the materials.

6. The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Gov... ment the land is required for public purposes or for conducting mining operations. In the event of such resumption of in the event of the acquisition of the land for y reasons, the compensation payable for the land and ees shall in no case exceed the amount paid for them by e grantee or their value at the time of resumption or acquisition whichever may be less, and the compensation payable r buildings or other improvements shall in no case exceed e amount paid for them by the grantee at the time of ienation or their value at the time of resumption or quisition, whichever may be less together with the initial ost or the value at the time of resumption or acquisition hichever may be less of any buildings erected or other mprovements effected on the land by the grantee in accordnce with the terms of the grant. The amount of any rant made by the Government towards the cost of the buildngs or other improvements shall be deducted from the ompensation payable under this condition. But in no ircumstances shall any compensation be paid by the Governent in respect of buildings constructed in contravention f condition

. In the event of the voluntary relinquishment of the land y the grantee no compensation shall be payable for any mprovements that may have been effected or for works hat may have been executed on the land by the grantee but he grantee shall be entitled to the repayment of any mount that may have been paid to the Government for the rant or the value of the land at the time of relinquishment whichever may be less.

Full land revenue shall be levied if at any time any ne[illegible] is derived from the land or if any of the conditi ons of the alienated are infringed. In the matter case, the land revenue sh[illegible] levied from the date of the infringement. The [illegible]ion of the Collector on the question whether a[illegible] income is derived from the land or not shall be final.

The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and and dispose of them at their pleasure The alienee shall no be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector the district.

The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandal wood trees from theft or damage and for the careful protection of the immature trees growing on the land.

10. The alienee shall take the steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

14. In the event of the infringment of, or failure to observe any of the condition (1 to (18) the alienee shall pay to the Government such compensation as is determined by the Collector of the District for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and reenter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

S.K.Collector's Office,
Mangalore dated 6-6-1951.

FOR COLLECTOR.

KVR/8-6-1951.-

Rev. Dept.

To AS

One South Kanara Collector's letter at pp 1-2 ante and its enclosures at pp 3-7 ante may be perused

2. The letter has been received with reference to the Edn Dept memo noted third at 'A' supra ante which is a pending item. Edn. Dept may perhaps be requested to transfer this file to this Dept for further action on receipt of the Board's remarks vide address cited supra, through the Dist of Rev

Rev 12-6-51 (MBS)

12/6/51 Edn

Edn

Rev. (2) 4198 C/51
13.6.51

ACCOUNTANT GENERAL
2265
14 JUN 1951
EDUCATION DEPARTMENT

REVENUE DEPARTMENT
SUBJECT -3357 E3 (1)

ALIENATION - Land and Revenue (South Kanara) Mangalore Taluk and Town Kodialbail village - T.S.No.284/1B - in favour of the Canara High School, Urva Branch for a playground - recommended.

Station: Madras Ref.E.4510-51-2 Dated 20-7-1951.

From

Sri.A.F.Mascarenhas, I.A.S., Secretary Board of Revenue.
Sri.W.R.S.Sattianathan, I.C.S., Commissioner of Land Revenu

Read:- G.O.Ms.No.2022 Health Department dated 5-6-1950. (7)
Collr. of South Kanara Ref.B3.C.No.20749-50 dated 5-6-1951
.do. 4-7-1951

Reference.

At the instance of the Collector of South Kanara the Board recommends the alienation of the plot of land comprised in T.S.No.284/1B of Kodialbail village, Mangalore, Taluk and Town measuring Ac0.04 in favour of the Manager and Correspondent for the time being of the Canara High School, Mangalore for use as the site of a playground to the school.

2. The alienation will be free of charge for the occupancy right and free of assessment but subject to the payment of Rs.375/- to the Mangalore Municipality towards the compensation amount for the improvements standing on the land and subject to the payment of Rs.1-12-0 being the value of the trees standing on the land, subject also to the following conditions.

(1) The land shall be used as the site of a playground attached to the Canara High School, and for no other purpose.

(2) The playground shall be laid within a period of two years from the date of the grant.

(3) No building shall be constructed on the land without the previous permission of the Collector of the district.

(4) The market value of the land shall be collected if at any time it is found that the grantee derives a substantial income from the land. The decision of the Collector whether a net income is derived from the land or not shall be final.

(5) The existing structures on the land should not be demolished, but should be used as a urinal or latrine to the school boys.

(6) The latrine and the urinal should be kept clean and in sanitary condition

(7) The two drains existing in the plot should not be interfered with.

(8) The land shall not be alienated without the previous permission of the Collector

(9) The school shall be open to members of all communities.

p.t.o.

(10) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected, or other works that may have been executed on the land by the grantee and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant. If there are buildings on the land, the Government may direct the grantee to remove them and if the grantee refused to remove them when so directed the Government or any officer empowered by them in this behalf shall have power to remove the buildings and realise the cost of such removal by the sale of the materials.

(11) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for public purposes or for conducting mining operations. In the event of such resumption, or in the event of the acquisition of the land for any reasons, the compensation payavle for the land and trees shall in no case exceed the amount paid for them by the grante or their value at the time of resumption or acquisition whichever may be less, and the compensation payable for buildings or other improvements shall in no case exceed the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less together with the intiial cost or the value at the time of resumption or acquisition, whichever may be less of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. The amount of any grant made by the Government towards the cost of the buildings or other improvements shall be deducted from the compensation payable under this condition. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition(3)

(12) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or for works that may have been effected or for works that may have been executed on the land by the grantee but the grantee shall be entitled to the repayment of any amount that may have been paid to the Government for the grant, or the value of the land at the time of relinquishment whichever may be less.

(13) Full land revenue shall be levied if any at any time any net income is derived from the land or if any of the conditions of the alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement. The decision of the Collector on the question whether a net income is derived from the land or not shall be final.

(14.) The Government reserve to themselves the right to all sandal-wood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alience shall not be entitled to cut or remove them or cause them to be cut or removed without thepermission of the Collector of the District.

(15) The alience shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandal-wood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(16) The alience shall take the steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(17) In the event of the infringement of, or failure to observe any of the conditions (14) to (16) the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

for SECRETARY

The Collector of

The Secretary to Government, Revenue Dept.Madras with a copy of Collr's letter d/5-6-'51 with alienation statements and sketches(to be returned)

ta.23.7.

Copy of Ref.B5.C.No.20749-50 dated 4-7-1951 from the Collector of South Kanara to the Secretary to the Board of Revenue, Madras 5

21

Subject:- Alienation - Land - Mangalore Taluk and Town - Kodialbail village T.S.No.284/1(portion) measuring 8 acres in favour of the Canara High School Urva Branch - for playground purposes - proposals.

Reference:- Board's Ref.E.4510-51-1 dated 26-6-1951.

A notice was published in the village on 5-6-1947 notifying that T.S.No.284/1A measuring 8 acres was proposed to be alienated in favour of the Canara High School, Urva Branch for a playground. There had been no objections in response thereto from the communal traffic, or any other points of view. The only objections was from the Mangalore Municipality which was overruled in Government memo No.25424-50-T1 (Health) dated 2-9-50

In his endorsement No.Dis.5204-B-46 dated 20-12-1946 the District Educational Officer recommended the alienation of 5 acres of land in favour of the proposed alienee. The Chief Inspector of Physical Education, Mungambakam had also inspected the site and recommended the alienation of about 10 acres in favour of the proposed alienee in his letter R.C.No.5/47 dated 10-1-1947. The recommendations from these two officers of the Educational Department having already been obtained regarding the suitability and necessity of the site for the purpose referred to, no other officers of that Department were consulted.

Sd. xx xx
for Collector.

--True copy--

for SECRETARY.

ta.23.7.

Ref.B3. C.No.20749/50 South Kanara Collector's Office,
Mangalore, dated 5- 6- 1951.

From

Sri. A. R. Rajaratnam, B.A.,
Collector of South Kanara.

To

The Secretary to the Government,
Revenue Department, Fort. St. George,
M a d r a s - 9.

Through

The Secretary to the Board of Revenue,
Land Revenue. Chepauk, Madras- 5 (In duplicate).

Sir,

Sub:- Alienation - Land and revenue - (South Kanara) - Mangalore Taluk and Town - Kodialbail village - T.S.No. 284/1 - (Portion) - Measuring 8 acres - In favour of the Canara High School Urva Branch - proposals.

Read:-1)G.O.Ms.No.2022 Health dated 5-6-1950.
2)B.P.Misc. 750 dated 15-6-1950.
3)Government Memo No.17943/13/51-3 Education d/29-5-51.
4)My Ref.B3.C.No.20749/50 dated 31-5-1951.

As ordered by the Government in their order No. Ms.2022 Health dated 5-6-1950, I submit herewith proposals for the alienation of land and revenue in respect of a portion of land in T.S.No.284/1 of Kodialbail village.

2/- T.S.No.284/1 of Kodialbail village stands registered as Porambboke 'Urva Maidan' in the revenue accounts and measures 19-54 acres. A portion of it shown as T.S.No. 284/1B is proposed for alienation. The Canara High School council in its resolution No.3 dated 4-8-1950 has authorised Sri.M.Appurao, the Manager and the correspondent of the Canara High School to apply for the alienation. The plot now proposed is as pointed out by the correspondent to the Revenue Inspector and the Village Officers.

3/- The plot contains 11 Banyan trees and the value of these trees comes to Rs.18-12-0. This has to be collected from the proposed alienee.

4/- In addition to the tree growth. the plot contains the following improvements:-

1) A night soil depot of the measurement 20' X 12' X 10' built of laterite and cemented
2) A cemented urinal storage tank 8' X 8' X 6 '.

The night soil depot and the storage tank have been valued at Rs.300/ and Rs.75/- respectively. The Village records donot show who built the above and whether permission was accorded for its construction. The Mangalore Municipality was therefore consulted. The Municipality states that the inventory of immoveable property maintained, shows that these structures were constructed by the Municipality in the year 1942-43 and that in the year 1946-47, some improvements to them were also effected at Municipal cost. In its resolution No.972 dated 26-5-1951, the Municipality has however, agreed to hand over these improvements to the proposed alienee provided a compensation of Rs.375/- is paid towards these improvements. The correspondent states that the structures will be allowed to remain as a urinal or latrine by the school boys. This appears to be a reasonable suggestion. However as the improvements belong to the Municipality compensation for these will have

have to be paid. The Canara High School Association is agreeabe to the payment of the compensation referred to above. The payment of this sum of Rs.375/- to the Mangalore Municipality may therefore be imposed as one of the conditions prior to the alienation.

5/- There are two drains cutting along the plot and which carry rain water from the upward portion of the maidan down to the gutters. The Tahsildar reports that these drains should not be interferred with and that a clause to this affect may be included in the conditions of alienation. I agree with the Tahsildar and recommend that the it may be done.

6/- The plot is valued at Rs.9775/- per acre. The data adopted for this market value is given below:-

Estimated annual letting value of similar land in the vicinity.	Rs.500/- per acre
Deduct ground rent	Rs. 11-4-0
Net	Rs.488-12-0
Comp Capitalised at 5	Rs.9775-0-0
Value of 8.04 acres of land in T.S.No.284/1B	Rs.78591-0-0

The purpose is a non-profitable one and hence the collection of market value is not recommended. The land is already a 'Poramboke' and hence no land revenue (ground rent in this case) is to be foregone.

7/- The provisions of G.O.Ms.No.1065 Press (Revenue) dated 1-5-1951 apply in this case. I have not consulted the various heads of departments as the Government have already decided to alienate this land in favour of the Canara High School.

8/- In those circumstances, I recommend that T.S.No.284/1B of Kodialbail village as now sub-divided measuring 8.04 acres may be alienated in favour of the Canara High School, Urva Branch for the purposes of a playground, free of occupancy right and free of ground rent and subject to the collection of Rs.18-12-0 towards tree value and subject to the payment of Rs.375/- to the Mangalore Municipality towards compensation amount for the improvements standing on the land. A copy of the set of conditions applicable is also enclosed.

9/- The following enclosures are also submitted.

1) Copy of the resolution authorising the Correspondent to apply for the alienation.
2) Application for the alienation of land.
3) Eyesketches in duplicate.
4) Extract from the land register in duplicate
5) Sub-division records.
6) Tree Valuation statement.
7) Statement showing the improvements existing on the land.

Yours faithfully,

For Collector.

kvr/8-6-1951.

Copy submitted to the Secretary to Government Education Department.

Application for the alienation of land in which proprietory right belongs to the State.

District - South Kanara. Taluk - Mangalore. Village. 89 Kodialbail A

1. Description and area:	Pre Poramboke urwa Maidan Portion of S.No. 284/1 shown as S.No. 284/1B of the extent of acres 8-04.
2. Market Value	Rs. 78591/- at Rs. 9775/- per acre.
3.3.Alienee and purpose of alienation.	South Canara High School Association, Urva for purposes of a playground for the Canara High School Mangalore (Urwa Branch)
4. Collector's remarks.	Recommended.

South Kanara Collector's Office For Collecto
Mangalore, dated 5- 6- 1951.
kvr/7-6-1951.

Statement showing the nature, age and value of building and of all other improvements existing on S.No. 284/1A of 89 A Kodialbail village. Mangalore Taluk.

(1) A night soil depot of the measurement 20' X 12' X 10' Built of laterite. Cemented. More than 15 Years of age.	Valued at Rs.300/-
(2) A cemented urinal storage tank 8 ' X 8 ' X 6	Rs.75/-
Total	Rs.375/-

The above two belong to the Municipality.

South Kanara ollector's Office, For Collector.
Mangalore, dated 5- 6- 1951.
kvr/8-6-1951.

The valuation statement destinguishing spontaneous growth from those conserved in S.No. 254/1A of 89 A.Kodialbail village,Mangalore Taluk.

Banian tree	11 (about 25 ~~cartloads~~ cartloads) valued at Rs.18-12-0 at 12 annas per-cartload

South Kanara Collector's Office, For Collector.
Mangalore dated 5- 6- 1951.

kvr/8-6-1951.

Copy of letter dated 4th August 1950 from the President Canara High School, Mangalore

Extract from the proceedings of a meeting of the Canara High School Council held on ~~24~~ 3rd August 1950, in the Canara High School, Mangalore

3. The Council authorizes Sri.M.Appu Rao, Manager and Correspondent, of the Canara High School Urva to apply for the alienation of 8 acres of Urva Maidan, Nehru Avenue to the Canara High School Association

True copy/-

S.K.Collector's Office,
Mangalore d/ 5-6-1951.
kvr/8-6-1951.

For Collector

Statement of Sri.M.Appu Rao, B.A.,B.L. Correspondent Canara High School, Urwa Branch, Mangalore recorded by the Revenue Inspector, Mangalore (B) on 31-7-1950.

I have this day handed over to the Revenue Inspector, Mangalore (B) a formal application for the alienation of a portion of T.S.No.284/1 of Kodialbail village of the extent of 8 acres. The plot has this day been pointed out to the Revenue Inspector Mangalore (B) and also marked ~~opposit~~ on the ground by rough stone.

The plot contains of the following improvements,

(1) Eleven Baniyan trees.
(2) A night soil depot of the measurement 20 ' X 12 ' X 10'
(3) A cemented storage tank 8 ' X 8 ' X 6 '

Nos. 1 and 3 will have to be ~~remained~~ removed when the plot is handed over to us. No 2 may however be allowed to remain for bein, used by us for purposes of a urinal. However it should not be used as a night soil depot. We are prepared to pay compensation for the above three references. There are two main water drains as shown in the sketches in the plot proposed to be alienated to us. The claim will not be interfered by us except for repairing it. I on behalf of the council of association hereby agree to all the usual condition of alienation. The plot will be used for no other purpose except for a playground, and no buildings will be constructed on it.

Read over and found to be correct.

Sd/-

Read over to the dependent and admitted by him to be correct.

Sd/- x x x
Revenue Inspector

/True copy/

South Kanara Collector's Office,
Mangalore, dated 5- 6- 1951.

For Collector

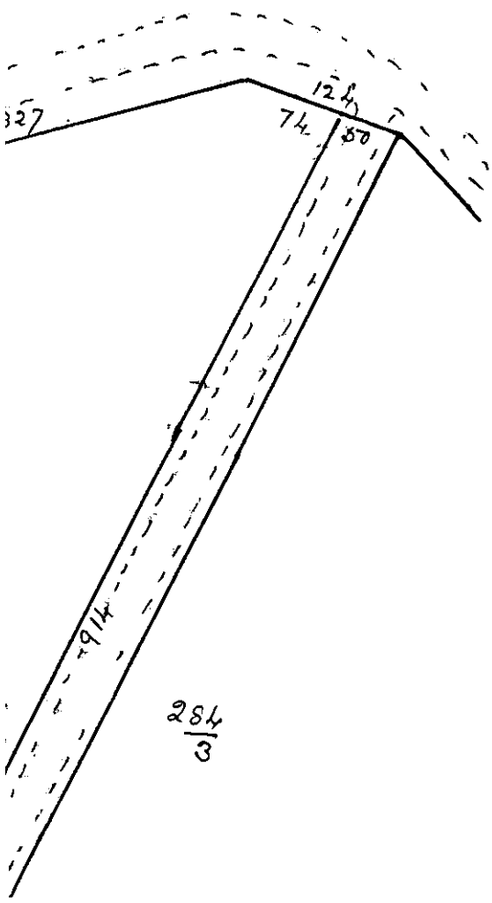
kvr/8-6-1951.

31. 7. 58

Scale 1 inch = 132 feet

89A

ame Kodiyalleail



Index.

T.S. 284/1 :- Perambavoor Urwa Maidan

T.S. 284/1, Portion of the Perambavoor Urwa. Maidan proposed to be allocated

T.S. 285. Municipal Road (Mahatma Gandhi Rd Perambavoor

T.S. 66H165- Kaduvu Ferry Road, Perambavoor

T.S. 28/2 Nehru Junction Road and Maidan Link Road

T.S. 284/4 A Allocated to the Urwa Irrigation Scheme Branch

— do —

T.S. 28/4 B

T.S. 24/573. Portion of Urwa Maidan earmarked by the Kanjoor Municipality for Town Hall

Details

Night soil depot and urinal

water channel

Info

R.)(U)

Rev. Rep

28

Con V/09

[Con 41980 E/51]

Pp 19 20 of (T)

Pp 19 20 CF

Read :- Endt(MS)No 20 22 Health dt 5.6.50.
From the Addl. Dt Rev. Rep. E 4510/51-2 dt 20.7.51

Ms 12.9.

Ero(MS) No. 2392 dt. 12.9.51.

para 1 p 19 cf

The Govt sanction the alienation of the plot of land comprised in T.S. No 284/1B of Kodial bail village, Mangalore Town, Mangalore Taluk in South Kanara Dt, measuring Acs 8-04 in favour of the Manager and correspondent for the time being of the Canara High school, Mangalore for use as the site of a playground to the school.

para 2 & p 19 cf

2 The alienation will be free of charge for the occupancy right and free of assessment, but "[subject to the payment of Rs 375/- (Rupees three hundred and seventy five only) to the Mangalore Municipality towards the compensation amount for the improvements standing on the land and] subject to the payment of Rs 18-12-0 (Rupees eighteen and annas twelve only) being the value of the trees standing on the land and subject also to the following conditions.

Condn (1) dtd

(1) The land shall be used as the site of a playground attached to the Canara High school and for no other purpose.

(2) The playground shall be laid within a period of two years from the date of the grant.

(3) No building shall be constructed on the land without the previous permission of the collector of the district.

(4) The market value of the land shall be collected if at any time it is found that the grantee derives a substantial income from the land. The decision of the collector whether a net income is derived from the land or not shall be final.

(5) The existing structures on the land should not be demolished, but should be used as a urinal or latrine to the school boys.

99

(6) The latrine and urinal should be kept clean and in Sanitary condition	
(7) The live drains existing in the land should not be interfered with	,, (7) ibid.
(8) The land shall not be alienated without the previous permission of the collector.	,, (8) ibid
(9) The school shall be open to members of all Communities	

P.T.O

(10) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant. If there are buildings on the land the Government may direct the grantee to remove them and if the grantee refuses to remove them when so directed the Government or any officer empowered by them in this behalf shall have power to remove the buildings and realise the cost of such removal by the sale of the materials.

(11) The Government may resume the land, wholly or in part with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations. In the event of such resumption or in the event of the acquisition of the land for any reason, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less and the compensation payable for buildings or other improvements shall in no case exceed the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less, together with the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. The amount of any grant made by the Government towards the cost of the buildings or other improvements shall be deducted from the compensation payable under this condition. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (3).

(12) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee but the grantee shall be entitled to the repayment of any amount that may have been paid to the Government for the grant or the value of the land at the time of relinquishment whichever may be less.

(13) Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of alienation are infringed. In the latter case, the land revenue shall be levied from the date of infringement. The decision of the Collector on the question whether a net income is derived from the land or not shall be final.

(14) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the District.

(15) The alienee shall take all reasonable measures to the satisfaction of the Collector of the District for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(16) The alienee shall take steps to see that the marks made by the officers of the Government on the sandal-wood trees are preserved and are not tampered with; and

(17) In the event of infringement of or failure to observe any of the conditions (14) to (16) the alienee shall pay to the Government such compensation as is determined by the Collector of the District for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

(17) cont'd

To the Bd. of Rev. (LR)

Collr. of South Kanara.

Revenue Department.

Subject.

Alienation of Land and Land revenue - South Kanara district - Mangalore taluk - Kodailbail village - T.S.No. 284/1B alienated in favour of the Canara High School - Value of improvements - Report.

Ref: B-9/53-1

Station: Madras. Dated 12-1-53.

Sri; W.R.S.Sathianathan I.C.S., Commissioner of Land Revenue.

...

Sri. A.F.Mascarenhas, I.A.S., Secretary, Board of Revenue.

Read: Collector of South Kanara Ref: 30511/52, B3 dated 25-12-52

...

Reference:

Submitted to the Government.

2. The Board supports the Collector's request contained in paragraph 2 of his letter read above.

for Secretary.

To

The Secretary to Government,
Revenue Department with a copy of the Collector's letter dated 25-12-52.

KAG/15-1.

MK 15-1

Ref 1-52-B3. S.Kanara Collector's Office, Mangalore dated 25.12.52.

From

SRI C.A.RAMAKRISHNAN, I.C.S.
Collector of South Kanara.

To

The Secretary to the Government
Revenue Department,
Fort St. George Madras 9.
Through
The Secretary to the Board of Revenue,
Land Revenue, Chepauk
Madras 5 (In duplicate)

Sir,

ALIENATION: Land and land revenue--South Kanara district-Mangalore taluk--Kodialbail village--T.S.No.284/1B alienated in favour of the Canara High school--value of improvements--refund of-report.

--

Ref: 1.Board's Mis.No.1170- dated 24.9.51
2.G.O.Ms.2392 (Rev) dated 12.9.51

In G.O.Ms.No.2392 (Rev) dated 12.9.51 the Government passed orders alienating T.S.No.284/1B measuring acres 8.04 ac. of Kodialbail village, Mangalore taluk in favour of the Manager and correspondent, of the Canara High school Mangalore. The alienation was subject to the payment of Rs.375/- to the Mangalore Municipality towards the compensation amount for the improvements standing on the land. The Manager and correspondent of the canara High school Mangalore remitted the sum of Rs.375/- to the Municipality Mangalore on 31.10.51.

2. The Commissioner Mangalore Municipality in his C4.No.2708-52 dated 8.5.52 reported that the improvements viz a night soil depot and a cemented urinal storage tank were outside the plot T.S.No.284/1B. Accordingly the plot was handed over to the correspondent and the Manager of the Canara High school, by the Town planning overseer, Mangalore Municipality on 10.5.52 without these improvements. The Commissioner Mangalore Municipality has also requested me to accord sanction to refun the amount of Rs.375/- being the value of the improvements to t Correspondent and Manager of the Canara High school. In its resolution No.969 dated 12.7.52 the Mangalore Municipal counci agreed to the refund of this amount to the correspondent. As this involves the alteration of one of the terms of the alienation laid down in G.O.Ms.2392 (Rev) dated 12.9.51, I request that the Government may be moved to accord sanction to the Municipality to refund this sum of Rs.375/- to the Correspondent and Manager of the Canara High school Mangalor

Yours faithfully,

For Collector.

IC/26.12.52.

Pl. issue
D
26.3.53

Rev. Dept

Memo. No. 5657 Rev/53-2 dt 26.3.53

W 2713

Alienation - Land and Revenue - [S. Kanara] - Mangalore taluk - Kodailbail Village - T.S. No. 284/1 Alienated in favour of the Canara High School, Mangalore, - Orders in G.O. Ms. No. 2392 Revenue dt 12.9.1951 - Amended

P 2 CF — From the Collector of S. Kanara, letter No. 30311/52 B.3. dt 25.12.1952

P 1 CF — From the Board of Rev. Ref. E. 9/53-1 dt 12.1.1953

The following amendments are issued to

PP 28-29 CF of (A) ~~para 2 of~~ G.O. Ms. No. 2392 Revenue dt 12.9.1951:

Amendments

PP 28-29 CF of (A) (i) In paragraph 2 of the words and figures "subject to the payment of Rs. 375/- [Rupees Three hundred and Seventy five only] to the Mangalore Municipality towards the compensation amount for the improvements standing on the land and" and (ii) Conditions (5) and (6) shall be omitted

D
7.3.53.

D
10.3.53 by 10.3.53

To
The Bd of Rev (LR)
Copy to the Coll. of S. Kanara
by W 28.3.53

Note Edn. LA. and Fin may see before issue

DS
Edn/L.A/Fin

D
9.3.53.

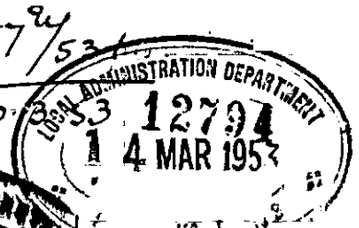
D
10.3.53 DS by 10.3.53

Rev. U.O. No 5657 Rev/53

10.3.53

Edn | L.A | Fin

Edn (B)



May be perused and passed on to L.A. D.O.

12/3/53 by 12.3.54.

LA 13353

AD

W/ Accts

L A D

Seen pm
16.3.53.

Fin
14/3

L.A. U.O. 12794-53-1A.
14.3.53

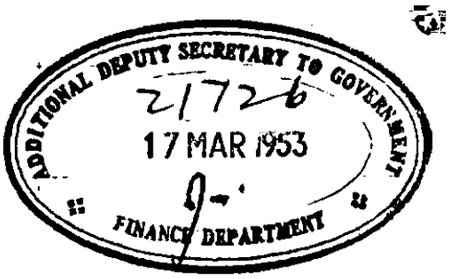
From (Accts)

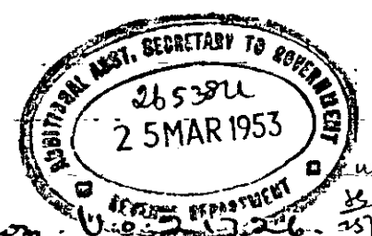
The draft memo. overleaf may be accepted.

PB
21.3.53
23.3.53

23.3.53

Rev.





Rev. Dept

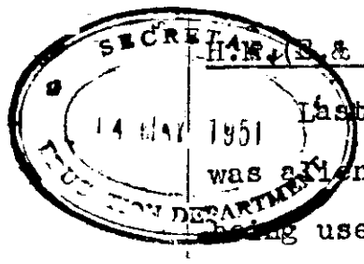
To As

From U.O. 2326
Accts (S.S.)
25/3/53
24-3-53

The draft memo overleaf may now issue
After issue the papers may be stitched with the papers in G.O. Ms. No. 2392 Rev dy 12.9.51 at (A)

25/3/53
26/3/53

26/3/53



H.M.(E & L.)

Last year about 8 acres of land from the Urva maidan was alienated to the Canara High School, Mangalore, for being used as a playground. I would like to know whether the land has ~~already~~ been made over to the School authorities.

11.5.51
H.M.(Agri)

Kindly supply the information urgently

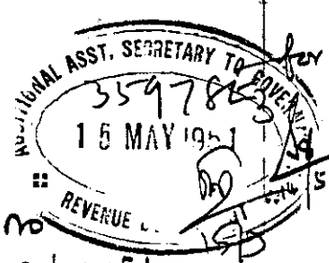
B

Today
15/5/51

Edn. B.

With reference to the minutes of H.M. (Agri) and H.M.(E&L) above, it is submitted that the proposal for alienating the lands in question was considered in Revenue. There is no information as to whether the ~~lands~~ land has been handed over to the management. The collector of South Kanara may be asked to report ~~the~~ very urgently whether the land has been handed over or not. A draft memo is submitted for approval. Revenue may see before issue.

14.5.51



15/5/51.

Edn U.O. No
17943 B/51-1 Edn.
14/5/51.

Revenue
15/5 Rev

A.S.

Rev. Deptt.

Notes on p. 1 ante + the draft below may be perused & the file returned

K Edn

15/5/51

15/5/51 Edn

Rec. GO 35978 C/51-1
15.5.51

ASSISTANT SECRETARY
18138
15 MAY 1951
EDUCATION DEPARTMENT

Issue today

15.5.51

[Issued as Memo No. 17943 B/51-2 Edn. dt/15-5-51]

C.No. 19021. From the Collector of S. Kanara Ref. B2. C. No. 20749/50. dt/19.5.51.

The Collector of South Kanara has reported that the land in question has not yet been handed over to the management of the Canara High School, Mangalore, as the alienation proposals are still pending sanction. He has also stated that certain particulars have been called for from the Commissioner Mangalore Municipality on receipt of which he would submit his final proposals for the alienation of the land.

2. The file may be circulated to H.M.(Agri) through H.M. C.E & L. for perusal of the collector's letter at p 3 ante.

23/5/51

SECRETARY
28 MAY 1951
EDUCATION DEPARTMENT

24.5.51

Hm (SE2)

Hm (EE1)

Hm (AE2)

With reference to the orders of H.M.(E&L) at p 2 ante, a draft memo. is submitted for approval.

28/5/51. 28/5

29.5.51

p 5 cf. [Issued as Memo No. 17943/B/51-3 Edn. d/ 29.5.51]

pp 9-11 cf. The Collector of South Kanara has submitted an advance copy of the alienation proposals to the Revenue Deptt. That Deptt

p 18 cf. has requested for the transfer of the papers pending in this regard in this Deptt (vide their notice at p 18 cf). This may therefore be transferred to the Revenue Deptt.

15/6/51.

15.6.51

Rev

18/6

Rev

Rev. Dept

Edn. U.O. No. 17943/B/51-4 Edn. 19-6-51.

GOVERNMENT ASSISTANT SECRETARIAT 44748 E 21 JUN 1951 REVENUE DEPARTMENT

To AS

Last seen at the top of p 2 ante. Subsequent notes may be perused.

2 The remarks of the Board of Revenue on the Collector's letter at pp 9-10 cf. may be awaited till 5.7.51

22.6.51. 23/6

25/6/51

pp 19-20 cf [From the Asst. of Rev. Dept E 4510/51-2 dt 20.7.51]

To AS

Please see notes from p 1 ante and the Bd's reference at pp 19-20 cf.

2 A draft order is submitted for approval (As the alienation of the land in question was ordered in favour of the school as early as in June 1950

the Collector has stated that the procedure prescribed in para 1 (3) of Go(P) No 1065 Revenue dt 1.5.51 has not been followed in this case.)

3 Edn. Health and Fin. may see before circulation

The Govt have already decided in Cir to alienate the land to the High School and to overrule the objection raised by the Municipal Council to the alienation. In view of this, the terms mentioned in Go (G) will not therefore apply further. the alienation is to a public institution.

Edn & Health may see in view of the orders in (G) Fin may however see before Cir to H.H (dR)

9.8.51

10.8.51

The Govt have already decided in principle to alienate the land to the School vide Go (P)

Ed. / Fin. / L.

(to also be marked 'A' as per Go (G))

Cir

Revenue 4(1980 G)/51

10.8.51

Finance (Accts) Dept.

The proposal in this file is to sanction the alienation of the plot of land comprised in T.S. No 284/1B of Kodialbail Village, Mangalore Town, measuring As 8-04 in favour of the Manager and the Correspondent for the time being of the Canara High School, Mangalore, for use as the site of a play ground to the School.

The draft order below may be passed and the file returned to Revenue

Vide draft order

SENIOR ASSISTANT SECRETARY, FINANCE
5929 2 Accts
11 AUG 1951
GOVERNMENT OF MADRAS

ADDITIONAL ASST. SECRETARY TO GOVERNMENT
5-9267
2 AUG 1951
SECRETARIAT DEPARTMENT

17/8/51

17.8.51

18.8.51

4(5)806/51

5

Rev 8/9/51

EAS.

The note from pl cant may be read.

2/ The file deals with the proposal for the alienation of the plotted land comprised in T.S. No. 284/1B of Kodialbail village, Mangalore Town, South Kanara district measuring Acs. 8.04 in favour of the Manager Canara High School, Mangalore for use as the site of a play ground to the School. The Government have already decided in circulation to alienate the land to the High School and to overrule the objections raised by the Municipal Council to the alienation. In view of this the procedure prescribed in ~~Rule~~ GO No. 1065 Revenue, dated 6.5.51 has not been followed. Dvsn have agreed to the proposal. The file may now be circulated to HM(LR) for approval of the draft order ~~as~~ below.

The draft order of alienation may be approved.

31/8/51

2.9.51

HM(LR) / HM(AS) / HCM

SECRETARY TO GOVERNMENT
0 SEP 1951
REVENUE DEPARTMENT

4/9/51